SINGLE BENCH

(6)

(3)

CF 1002

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION (C) NO. 5620 /2006

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

PETITIONER

M/s SK. Sarawagi and Company (Pvt) Limited, Chirpurpalli, District Vijaynagram Andhra Pradesh, through K.V. Raghav Raju, aged about 64 years, son of Shri K.C.V. Raju, General Manager and Power of Attorney resident of SonN-Sea Apartment, Flat No. B-304, East Point Colony, Visakhapatnam – 17 (A.P.)

P.R. No. 5637/06 Presented by Sd/- Advocate dated 16/10/06

RECEIVED-COPY 16/10/06 CLERK to A. G. BILASPUR

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through – the Secretary, Department of Mines and Minerals, Dau Kalyan Singh Bhawan, Raipur (C.G.)

2 Union of India, through – Secretary, Ministry of Mines, Government of India, Shastri Bhawan, New Delhi.

16/10/06

THAKUR VIJAY SINGH Asst. Solicitor General of India CHHATTISGARH HIGH COURT High Court Campus, Bilaspur (C.G.)

(7)
(4)

3 The Competent Authority / Revisional Authority, Ministry of Mines, Government of India, Shastri Bhawan New Dehli

4 M/s. Pushap Steel and Mining Limited, 751, Ground Floor, Kundewala Street Ajmeri Get, New Dehli.

5 M/s. Singhal Enterprises c/o. Collector, District Kanker (C.G.)'

6 The Collector, District Kanker (C.G.)

XI-HC-78

(148)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक Writ Pet. No. (C) - 5620/2006 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	6-11-2006 Shri Prashant Jaiswal, Sr. Advocate with Shri Ali Asgar, Advocate for the petitioner. Shri N. K. Agrawal, Dy. Advocate General for the State/respondent No. 1. Shri V.S. Tiwari, Advocate appears on behalf of Shri Bhisma Kingar, Standing Counsel for Union of India. Heard on admission. The petitioner has filed the instant petition against the order of Annexure P-2 passed by the respondent No. 1, whereby application of the petitioner for prospecting licence has been rejected. The petitioner has submitted in the petition that he has already impugned the order of Annexure P-2 by filing revision under Section 30 of the Mines and Minerals (Development and Regulations) Act, 1957 before the competent authority-respondent No. 3 and he is ceased of the matter. The instant petition has been filed as the matter is pending before the revisional authority for almost 9 months and even then no progress is made and the petitioner apprehends irreparable loss as respondents No. 4 and 5 have been granted prospecting licence by the impugned order of Annexure P-2 and they are contemplating to start mining. Taking into consideration that the petitioner has already filed revision under Rule 54 of the Mines and Minerals (Concession) Rules, 1960 vide Annexure P-3 and has again submitted an application for revision before the competent authority under Section 30 of Mines and Minerals (Development and Regulations) Act, 1957 vide Annexure P-7, the instant petition is disposed of with a direction to the revisional authority-respondent no. 3 to dispose of the revision expeditiously. **Sd/-** **Dhirendra Mishra** **Judge**	

P.T.O.

7.11.06 10-11-06 05/12/06